



ఆంధ్రప్రదేశ్ రాజ పత్రము
THE ANDHRA PRADESH GAZETTE
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G.2377

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**CHIEF EXECUTIVE OFFICER,
A. P. STATE WAQF BOARD**

4th FLOOR, IMDADGHAR, OPP: KALESWARAO MARKET, VIJAYAWADA.

F.No.12 / VJM / K / 2002 / Z-V.

Date: 20-12-2022.

VIZIANAGARAM DISTRICT - DARGAH HZT KHADER VALI BABA (RH) SITUATED AT BABA METTA AT VIZIANAGARAM TOWN - Sri MOHAMMED KHALEELULLA SHAREEF, S/o. Late MOHAMMED ATAVULLA SHAREEF SHA TAJ KHADER BABA APPOINTED AS MUTAWALLI U/Sec.42 OF WAQF ACT, 1995.

- Read :1. Muntakab issued on .B3/62/VZM/2001, 16-02-2001.
2.This Office Proceedings dated.08-08-2011, 17-09-2013.
3.Representation of Sri Md Khaleelulla Shareef dated.20-01-2022.
4.Joint inspection report dated.12-03-2022 along with connected documents.
5 Board's Resolution No.357 of 2022, dated:24-08-2022
6.Board's Proceedings of even No., dated:14-09-2022.
7.Representation of Sri Md.Khaleelulla Shareef dated.Nil, received on 05-12-2022.
8. Board's Resolution No.584 of 2022, dated:08-12-2022.
9. Orders of the Hon'ble Chairperson, APSWB, dated:17-12-2022

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ORDER:

The Waqf institution namely Dargah Hzt Khader Baba Vali, Khader Baba Nagar, Vizianagaram town is a notified Waqf property and got published in A.P. Gazette No.383, Part-II, Dated.22-03-2001 in page No.617 & 618 vide Munthakhab No.B3/62/VZM/2001 at Serial No.4 in page No.162 & 163. The said institution is having attached properties in T.S.No.411 corresponding to R.S.No.4 admeasuring Ac.18.00 cents situated at Municipal Limits of Vizianagaram under the Towliath of AP State Waqf Board. The Rule of Succession to the office of the Mutawalli specified as decided by the Waqf Board from time to time.

In the ref.6th read above, Sri. Mohammed Khaleelulla Shareef, S/o.late Mohd. Atavulla Shareef Sha Taj Khader Baba has been appointed as Mutawalli U/sec.63 of Waqf Act, 1995 to Dargah Hzt Khader Vali Baba (RH) situated at Baba Metta at Vizianagaram Town and District for a period of three (3) years

In the ref.7th read above, a representation has been received from Sri. Mohammed Khaleelulla Shareef, S/o.late Mohd. Atavulla Shareef Sha Taj Khader Baba, Mutawalli of subject Dargah wherein he has informed that Board has appointed him as Mutawalli U/sec.63 of Waqf Act, 1995 and request to recognize him as Mutawalli U/sec.42 of Waqf Act, 1995 duly modified orders.

The subject matter was placed before the Hon'ble Chairperson who after careful examined and passed orders to place the matter before the Board for discussion and decision. Accordingly, the subject matter has been placed before the Board and the Board has passed resolution No.584 of 2022, dated.08-12-2022 to appoint Sri Mohammed Khaleelulla Shareef, S/o. late Mohd. Atavulla Shareef Sha Taj Khader Baba as Mutawalli U/sec.42 of Waqf Act, 1995 to Dargah Hazrath Khader Vali Baba (Rh), situated at Baba Metta at Vizianagaram District vide ref. 8th read above.

Accordingly, Sri.Mohammed Khaleelulla Shareef, S/o.late Mohammed Atavullah Shareef Sha Taj Khader Baba appointed as Mutawalli to Dargah Hazrath Khader Vali Baba (Rh) situated at Baba Metta at Vizianagaram Town & District U/sec.42 of Waqf Act, 1995 for managing the affairs of the subject Waqf Institution by following Waqf Act,1995 and Waqf Rules.

The Mutawalli should discharge his legitimate duties strictly as determined in Section 50 of Waqf Act, 1995 read with Rule 20 of A.P. Waqf Rules, 2000 and should follow the instructions issued by the Board from time to time. He should submit the Accounts U/sec.46 of Waqf Act, 1995 and Budget U/sec.44 of Waqf Act, 1995 and pay

Waqf fund duly following the provisions laid down U/sec.72 & 77 of Waqf Act, 1995 properly, failing which action will be taken against him U/Sec. 61 and 64 of the Waqf Act, 1995 as the duties mentioned below..

- a) To implement the orders issued by the Board from time to time.
- b) To carry out the directions of the Board
- c) To allow inspection of the Inspector Auditor, Waqfs regarding property, accounts, records, deeds and documents relating thereof.
- d) To discharge all public duties.
- e) To do any other Act which he is Lawfully required to do so or under this Act.
- f) He shall render proper and correct accounts of the Institution and its attached properties and shall not suppress any facts.
- g) That the Mutawalli is restricted to grant lease of Waqf property exceeding one year.
- h) The Mutawalli should follow the Norms fixed in Section 56 of the Waqf Act, 1995 while granting Lease of any agricultural lands. He should follow Lease Rules, 2014 to put open auction through A.P. State Waqf Board.
- i) He will not entitled to expend the Monies of Waqf exceeding @ 10% of the Net annual Income.

As per Sec.101(2) of Waqf Act, 1995, "Every Mutawalli of a Waqf, every member of managing committee whether constituted by the Board or under any deed of Waqf, every Executive Officer and every person holding any office in a Waqf shall also be deemed to be a public servant within the meaning of Sec.21 of the Indian Penal Code". As such, for the illegal acts if any, every member of the committee will be liable for penal action. The Mutawalli shall also noted that Sec.3 (ee) defined encroacher, Sec. 52-A explain rigorous punishment up to (2) years and Sec.61 speaks penalty and punishment up to (6) months for the lapses / charges shown therein, hence should act carefully diligently and maintain accounts scrupulously.

The APSWB reserves its right to modify / cancel / alter / with hold the order at any time without assigning any reasons thereof.

L. ABDUL KHADIR,

*Chief Executive Officer (FAC),
A. P. State Waqf Board, Vijayawada.*

To

Sri Mohammed Khaleelulla Shareef,
S/o. late Mohammed Atavulla Shareef Sha Taj Khader Baba,
Mutawalli of Dargah Hazrath Khader Vali Baba (Rh),
Situating at Baba Metta, Vizianagaram Town & District.

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